

1 BILL NO. S-79-07-26

2 SPECIAL ORDINANCE NO. S-142-79

3 AN ORDINANCE AUTHORIZING HOOSIER
4 TERMINAL COMPANY TO ASSIGN A LEASE
5 DATED 9/15/76 AND TO AUTHORIZE
6 GLADIEUX REFINERY, INC. A NOTE AND
MORTGAGE DATED 9/15/76 IN THE ORIGINAL
AMOUNT OF \$710,000.00.

7 WHEREAS on 9/15/76, City of Fort Wayne entered into a
8 lease with Hoosier Terminal Company and a note and mortgage in
9 the sum of \$710,000.00 for construction of an Economic Development
10 facility and,

11 WHEREAS Hoosier Terminal Company now desires to assign
12 all of its interest in said lease to Gladieux Refinery, Inc;

13 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
14 OF THE CITY OF FORT WAYNE, INDIANA, THAT:

15 SECTION 1. That Hoosier Terminal Company be authorized
16 to assign a certain lease for economic development facilities
17 dated 9/15/76 to Gladieux Refinery, Inc.

18 SECTION 2. That Gladieux Refinery, Inc. be authorized
19 to assume the liability of Hoosier Terminal Company without
20 releasing Hoosier Terminal Company from liability.

21 SECTION 3. That the assignment and assumption set
22 forth in Sections 1 and 2 of this ordinance shall not be effective
23 unless written consent of the Trustee of the Bond issue and
24 unanimous written consent of the bondholder is obtained prior
25 to any assignment or assumption.

26 SECTION 4. This Ordinance shall be in full force and
27 effect from and after its passage and approval by the Mayor.

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32 Vivian L. Schmidt
33 Councilman

34 APPROVED AS TO
35 FORM & LEGALITY

William N. Salin
William N. Salin, City Attorney

and duly adopted, read the second time by title and referred to the
Committee on Finance (and the City Plan Commission for
recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers
City-County Building, Fort Wayne, Indiana, on _____, the _____ day
of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 7-24-79

Edmund W. Westerman
CITY CLERK

Read the third time in full and on motion by V. Schmidt

seconded by Stanga, and duly adopted, placed on its passage.

ASSESSED ~~(LOST)~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>		<u>1</u>	
<u>BURNS</u>	<u>X</u>				
<u>INGA</u>	<u>X</u>				
<u>UNTER</u>	<u>X</u>				
<u>COSES</u>	<u>X</u>				
<u>BUCKOLS</u>				<u>X</u>	
<u>SCHMIDT, D.</u>	<u>X</u>				
<u>SCHMIDT, V.</u>	<u>X</u>				
<u>TIER</u>	<u>X</u>				
<u>ALARICO</u>	<u>X</u>				

DATE: 8-28-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
RESOLUTION) No. 1-142-79 on the 28th day of August, 19____
ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winfield C. Moore JR
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th
day of August, 1979, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 31st day of August, 1979.

at the hour of 10:30 o'clock _____ M., E.S.T.

Robert E. Armstrong
MAYOR

To Salin → 1. Refer to EDC for comment
2. Bring ordinance to Council making it mandatory ~~to~~ to go to EDC before coming to Council. Hold until Aug. 21

Bill No. S-79-07-26

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance

AUTHORIZING HOOSIER TERMINAL COMPANY TO ASSIGN A LEASE DATED

9/15/76 AND TO AUTHORIZE CADIEUX REFINERY, INC. A NOTE AND

MORTGAGE DATED 9/15/76 IN THE ORIGINAL AMOUNT OF \$710,000.00

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

JAMES S. STIER

JOHN NUCKOLS

DONALD J. SCHMIDT

Vivian G. Schmidt
William T. Hinga
James S. Stier

ED Schmidt

8-28-79

CONCURRED IN

DATE _____ CHARLES W. WESTERMAN, CITY CLERK

Please ask Mr. Salin:

1. To draft a resolution to send to the Council providing that any changes in EDC bonds be resubmitted to the EDC before being presented to the City Council.
2. Request that Salin be present on August 21 to explain the changes in 79-07-26.

Charles Bayer